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17 UNITED STATES DISTRICT COURT
18
19 EASTERN DISTRICT OF CALIFORNIA

20 JONATHAN SANTIAGO, individually, and
21 on behalf of other members of the general
public similarly situated;

Case No. 1:20-CV-01413-JLT-SKO

22 Plaintiff,
23 v.
24 CIGNA HEALTH & LIFE INSURANCE
COMPANY, an unknown business entity; and
25 DOES 1 through 10, inclusive,
26 Defendant.

JOINT STATUS REPORT

1 **TO THE HONORABLE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF
2 RECORD:**

3 Plaintiff Jonathan Santiago (“Plaintiff”) and Defendant Cigna Health & Life Insurance
4 Company (“Defendant”) (collectively, the “Parties”) hereby submit this joint status report updating
5 the Court on the status of the settlement reached in the above-captioned case, as instructed by the
6 Minute Order signed by Magistrate Judge Sheila K. Oberto on October 27, 2021 (Doc. No. 30).

7 As indicated in the Notice of Settlement filed by the Parties on October 25, 2021 (Doc. No.
8 29), the Parties reached a settlement in principle which, if approved by the court, will resolve the
9 above-captioned action and the related consolidated class and PAGA actions pending in the
10 Superior Court of the State of California for the County of Tulare, styled, *“Plaintiffs JONATHAN
11 SANTIAGO and ADRIAN AVILA, on behalf of the State of California, as private attorney general,
12 Plaintiffs, v. CIGNA HEALTH & LIFE INSURANCE COMPANY, a Corporation; and Does 1
13 through 50, Inclusive,”* Case No. VCU283599 (together, the “Consolidated Tulare County Cases”)
14 in their entirety (the “Settlement”).

15 It was stipulated by and between Plaintiffs Adrian Avila and Jonathan Santiago and
16 Defendant, subject to approval by this Court, that in order to avoid duplication of efforts by multiple
17 courts and inconsistent rulings on the Settlement, and in light of the fact that a related class action
18 and PAGA action is pending outside of this Court, the Parties would seek approval of the Settlement
19 in the Tulare County Superior Court, and respectfully request that this matter is stayed in all respects
20 pending final approval by the Tulare County Superior Court. *See* Notice of Settlement (Doc. No.
21 29).

22 By the Minute Order signed on October 27, 2021 (Doc. No. 30), this Court (1) granted the
23 Parties’ request and ordered that the case be stayed pending approval of the settlement by the Tulare
24 County Superior Court; (2) ordered the Parties to file dispositional documents requesting the
25 dismissal of the action due to a settlement or a joint status report updating the Court on the status
26 of the Settlement no later than January 25, 2022; and (3) vacated all other deadlines and hearings.
27 *See* Minute Order (Doc. No. 30).

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1 Pursuant to the California Rules of Court, Rule 3.769(a), a settlement of a class action
2 requires the approval of the Court by way of a two-step process that involves preliminary approval
3 of the proposed settlement, and if the Court grants preliminary approval, a final approval hearing
4 inquiring as to the fairness of the proposed settlement.

5 The Parties, together with Plaintiff Adrian Avila, plaintiff in the Consolidated Tulare
6 County Cases (“Plaintiff Avila”), are in the process of finalizing and executing a long-form
7 settlement agreement and anticipate filing a motion for preliminary approval of the Settlement,
8 together with supporting documentation, in the Consolidated Tulare County Cases within
9 approximately ten (10) calendar days.

10
11 Dated: January 25, 2022

LAWYERS for JUSTICE, PC

12
13 By: /s/ Edwin Aiwazian
14 Edwin Aiwazian
15 Attorneys for Plaintiff Jonathan Santiago

16 Dated: January 25, 2022

LITTLER MENDELSON, P.C.

17
18 By: /s/ Keith A. Jacoby
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23 CIGNA HEALTH & LIFE INSURANCE
24 COMPANY